

**MEDICAL EXAMINING BOARD  
MINUTES  
JUNE 15, 2005**

**PRESENT:** Drs. Alfred Franger; Jon Gudeman; Sujatha Kailas; Jack Lockhart; Daniel Miota; Ian Munro; Gene Musser; Sandra Osborn; Bhupinder Saini; and Virginia Heinemann

**EXCUSED:** Lief Erickson, Jr.

**STAFF:** Tom Ryan, Bureau Director; Colleen Baird, DRL Board Counsel; PJ Monson, Bureau Assistant

**GUESTS:** Mark Grapentine, Wisconsin Medical Society

**CALL TO ORDER**

Dr. Alfred Franger, called the meeting to order at 8:08 a.m. There was a quorum of 10 members present.

**APPROVAL OF AGENDA**

**Additions to Agenda:**

- **Item “D” – 2005 Bill 449**  
**Item “D” – 2005 Assembly Bill 270**  
**Item “E” – Cheating in the News**
- **Between “J” & “K” – Stipulation and Final Decision and Order for 02 MED 222**
- **Between “J” & “K” – Stipulation and Final Decision and Order for 05 MED 071**
- **Between “J” & “K” – Stipulation and Final Decision and Order for 04 MED 220**
- **After “P” – Status Report for Robin R. Ferron, MD**
- **After “P” – Individual Monitoring Report as of 6/15/05 for Richard Clasen**
- **After “P” - DOE Three Year and Case Closing Report**

**MOTION:** Ms. Heinemann moved, seconded by Dr. Osborn, to approve the agenda of June 15, 2005, with additions. Motion carried unanimously.

**APPROVAL OF MINUTES OF APRIL 20, 2005**

**Amendments to Minutes:**

None

**MOTION:** Dr. Gudeman moved, seconded by Dr. Musser, to approve the May 18, 2005 minutes as written. Motion carried unanimously.

### **SCREENING PANEL REPORT**

The screening panel reported that it reviewed 35 complaints: 5 were opened, 1 was deferred for additional information.

Panels were set for July – December, 2005.

July - Drs. Osborn, Franger and Virginia Heinemann

August - Drs. Lockhart, Franger and Virginia Heinemann

September - Drs. Munro, Franger and Virginia Heinemann

October - Drs. Lockhart, Franger and Virginia Heinemann

November - Drs. Lockhart, Franger and Virginia Heinemann

December - Drs. Munro, Franger and Virginia Heinemann

### **ADMINISTRATIVE REPORT**

Mr. Ryan announced that Executive Assistant Christopher Klein has moved to the Department of Transportation to serve as its Executive Assistant. He has been replaced by Larry Martin.

Mary Cook's resignation from the Medical Examining Board was noted.

### **FSMB NATIONAL MEETING REPORT**

Dr. Kailas and Tom Ryan reported on the FSMB National Meeting they attended on May 12-15, 2005. Dr. Kailas emphasized the educational value of the meeting and encouraged other members to attend.

Secretary Jackson stopped in to greet the Board and expressed interest in working with them.

### **SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES, ADMINISTRATIVE RULES AND LEGISLATION, INCLUDING**

AB 270: This Bill relates to the donation of newborn umbilical cord blood.

Noted.

LRB-0732/2dn – changes to Chapter 449: This bill makes changes to the regulation of optometrists.

This Bill has been discussed in the past and continues to be amended. The Board is concerned about removal of examination administration from the Department.

### **INFORMATIONAL ITEMS**

Noted.

### **PRESENTATION OF PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS**

#### **James T. Moran, MD**

Attorney Jim Polewski and Randy Parlee, Attorney for the respondent, Proposed Stipulation, Final Decision and Order in the matter of James T. Moran, MD.

#### **William B. Hobbins, MD**

Attorney Jack Zwieg presented the Proposed Stipulation, Final Decision and Order in the matter of disciplinary proceedings against William B. Hobbins, MD.

#### **Emma Voloshin, MD**

Attorney Arthur Thexton presented the Proposed Stipulation, Final Decision and Order in the matter of disciplinary proceedings against Emma Voloshin, MD.

#### **Mina M. Khorshidi, MD**

Attorney Arthur Thexton presented the Proposed Stipulation, Final Decision and Order in the matter of disciplinary proceedings against Mina M. Khorshidi, MD.

#### **Eric Poulin, MD – APPEARANCES - 9:25 a.m.**

Attorney Jim Polewski and David C. Hutchinson, Attorney for the respondent, presented oral arguments in the matter of disciplinary proceedings against Eric Poulin, MD. Dr. Poulin and the victim's parents were present.

### **PRESENTATION OF PROPOSED STIPULATIONS THAT MAY BE RECEIVED IN THE BUREAU AFTER MAILING OF AGENDA**

#### **Michael J Meyer, MD**

Pamela Stach presented the Proposed Stipulation, Final Decision and Order in the matter of disciplinary proceedings against Michael J Meyer, MD.

#### **Nasim Haider, MD**

Jack Zwieg presented the Proposed Stipulation, Final Decision and Order in the matter of disciplinary proceedings against Nasim Haider, MD.

**Stephen T. Murray, MD**

Arthur Thexton presented the Proposed Stipulation, Final Decision and Order in the matter of disciplinary proceedings against Stephen T. Murray, MD.

**PRESENTATION OF PROPOSED DECISIONS THAT MAY BE RECEIVED IN  
THE BUREAU AFTER MAILING OF THE AGENDA**

None

**CONVENE TO CLOSED SESSION**

**MOTION:** Dr. Miota moved, seconded by Dr. Munro, to adjourn to closed session pursuant to Wisconsin State statutes 29.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberating on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Enforcement case status reports. Motion carried by roll call vote: Dr. Gudeman-yes, Dr. Lockhart-yes, Dr. Erickson-no; Ms. Heinemann-yes, Dr. Musser-yes; Dr. Osborn-yes; Dr. Bhupinder Saini-yes; Dr. Ian Munro-yes.

Open Session recessed at 10:10 a.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Dr. Saini moved, seconded by Dr. Osborn, to reconvene to open session. Motion carried unanimously.

Open session reconvened at 1:15 p.m.

**VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED  
SESSION IF VOTING IS APPROPRIATE**

**MOTION:** Dr. Kailis moved, seconded by Ms. Heinemann, to reaffirm all motions made during closed session. Motion carried unanimously.

**CONSIDERATION OF COMPLAINT IN THE MATTER OF CASE NUMBERS  
02 MED 260 AND 03 MED 355, A. HERTSEL ZACKAI, MD**

**MOTION:** Ms. Heinemann moved, seconded by Dr. Miota, in favor of a finding of probable cause and to issue a complaint in the matter of **A. Hertsel Zackai, MD - 02 MED 260 and 03 MED 355**. Motion carried unanimously.

**DELIBERATION OF PROPOSED STIPULATIONS, FINAL DECISIONS  
AND ORDERS**

**JAMES T. MORAN, MD**

**MOTION:** Dr. Miota moved, seconded by Dr. Kailas, to adopt the Findings of Fact, Conclusions of Law, Stipulation, and Order in the matter of disciplinary proceedings against **James T. Moran, MD – 03 MED 318**. Motion carried unanimously.

**WILLIAM B. HOBBS, MD**

**MOTION:** Dr. Saini moved, seconded by Dr. Miota, to adopt the Findings of Fact, Conclusions of Law, Stipulation, and Order in the matter of disciplinary proceedings against **William B. Hobbs, MD – LS 0410211 MED and 01 MED 320**. Motion carried (7 approved, 1 apposed and 1 abstained).

**EMMA VOLOSHIN, MD**

**MOTION:** Dr. Musser moved, seconded by Dr. Kailas, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of **Emma Voloshin, MD – 02 MED 273**. Motion carried.

**MINA M. KHORSHIDI, MD**

**MOTION:** Dr. Musser moved, seconded by Dr. Saini, to adopt the Findings of Fact, Conclusion of Law, Stipulation and Order in the matter of **Mina M. Khorshidi, MD – 02 MED 450**. Motion carried unanimously.

**NASIM HAIDER, MD**

**MOTION:** Dr. Kailas moved, seconded by Dr. Munro, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of **Nasim Haider, MD - 05 MED 071**. Motion carried unanimously.

**MICHAEL J. MEYER, MD**

**MOTION:** Dr. Osborn moved, seconded by Dr. Musser, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of **Michael J. Meyer, MD - 02 MED 222**. Motion carried. Dr. Munro abstained.

**STEPHEN T. MURRAY, MD**

**MOTION:** Ms. Heinemann moved, seconded by Dr. Kailas, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of **Stephen T. Murray, MD - 04 MED 220**. Motion carried unanimously.

**ERIC POULIN, MD**

**MOTION:** Dr. Gudeman moved, seconded by Dr. Musser, to defer the deliberations on proposed decision in the matter of **Eric Poulin, MD – LS 0405202 MED** and request the Administrative Law Judge to appear at the next meeting. Motion carried unanimously. Dr. Munro and Dr. Lockhart abstained.

**MARK K. JENSON, MD**

Administrative Law Judge, Ruby Jefferson – Moore appeared to respond to questions.

**MOTION:** Dr. Miota moved, seconded by Ms. Heinemann, to defer ruling on whether to accept proposed decision pending review of a draft variance. The draft shall be prepared by Colleen Baird. Motion carried unanimously. Dr. Munro abstained

**REVIEW/REVISION OF EXAMINATION QUESTIONS**

Darwin Tichenor requested input into the examination questions. The Board requested Mr. Tichenor send these questions to each individual Board Member based on their expertise and the response would then be returned directly to Mr. Tichenor.

**DOE MONITORING**

**J. GREGORY HOFFMAN, MD  
REQUEST FOR THREE MONTH STAY**

**MOTION:** Dr. Miota moved, seconded by Dr. Munro, to grant the three month stay for J. Gregory Hoffman, MD. Motion carried unanimously.

**JOHN FERRIS, MD  
REQUEST FOR REINSTATEMENT OF LICENSE**

**MOTION:** Dr. Miota moved, seconded by Dr. Kailas, that the suspension of Dr. Ferris' limited license shall be indefinitely stayed upon the condition that Petitioner practices medicine in Oklahoma in

compliance with the terms of his limited license in that state, and remains in compliance with the requirement for continued psychological care as recommended by his psychiatrist in Wisconsin. Dr. Ferris may obtain his required psychological care from a psychiatrist or psychologist in Oklahoma who is licensed and qualified to provide mental health care, however, he shall arrange for bi-annual compliance reports from his provider to be sent to the Department Monitor to verify his compliance with the terms and conditions of this order. Also, if Dr. Ferris returns to practice in Wisconsin, he may be required, in the discretion of the Board, to resume compliance with the terms and conditions of his original Board order in Wisconsin or other conditions as deemed appropriate to the reinstatement of his license. Motion carried unanimously.

**JEFFREY JUNIG, MD**  
**REQUEST FOR THREE-MONTH STAY**

**MOTION:** Dr. Saini moved, seconded by Dr. Munro, to approve the three month stay for Jeffrey Junig, MD. Motion carried unanimously. Dr. Musser abstained

**THOMAS STRICK, MD**  
**REQUEST FOR THREE-MONTH STAY**

**MOTION:** Dr. Munro moved, seconded by Dr. Osborn, to approve the three month stay for Thomas Strick, MD. Motion carried unanimously.

Monitoring cases that may be received in the bureau after mailing of agenda

**RICHARD CLASEN, MD**  
**REQUEST FOR FULL LICENSURE**

**MOTION:** Dr. Gudeman moved, seconded by Dr. Saini, to grant full licensure to Richard Clasen, MD. Motion carried unanimously.

**DOE CASE CLOSINGS**

**03 MED 121**

**MOTION:** Dr. Miota moved, seconded by Dr. Osborn, to close case 03 MED 121 for prosecutorial discretion (P2). Motion carried unanimously.

**02 MED 262**

**MOTION:** Dr. Saini moved, seconded by Ms. Heinemann, to close case 02 MED 262 for prosecutorial discretion. Motion carried unanimously.

**03 MED 071**

**MOTION:** Dr. Kailas moved, seconded by Dr. Munro, to close case 03 MED 071 for insufficient evidence. Motion carried unanimously.

**02 MED 273**

**MOTION:** Dr. Osborn moved, seconded by Dr. Musser, to close case 02 MED 273 for no violation. Motion carried unanimously.

**03 MED 178**

**MOTION:** Dr. Musser moved, seconded by Dr. Munro, to close case 03 MED 178 for compliance gained. Motion carried unanimously.

**02 MED 318**

**MOTION:** Ms. Heinemann moved, seconded by Dr. Osborn, to close case 02 MED 318 for insufficient evidence. Motion carried unanimously. Dr. Munro abstained

**03 MED 477**

**MOTION:** Dr. Saini moved, seconded by Dr. Kailas, to close case 03 MED 447 for prosecutorial discretion (P7). Motion carried unanimously.

**04 MED 020**

**MOTION:** Ms. Heinemann moved, seconded by Dr. Kailas, to close case 04 MED 020 for insufficient evidence. Motion carried unanimously. Dr. Miota abstained

**02 MED 163**

**MOTION:** Dr. Musser moved, seconded by Dr. Osborn, to close case 02 MED 163 for insufficient evidence. Motion carried unanimously.

**03 MED 011**

**MOTION:** Dr. Gudeman moved, seconded by Dr. Munro, to close case 03 MED 011 for no violation. Motion carried unanimously. Dr. Miota abstained.



**DELIBERATION OF REMEDIAL EDUCATION CASES RECEIVED IN THE  
BUREAU AFTER MAILING OF THE AGENDA**

There were no remedial education cases to address at this time.

**RATIFYING LICENSES AND CERTIFICATES**

**MOTION:** Dr. Kailas moved, seconded by Ms. Heinemann, to ratify all licenses presented in closed session. Motion carried unanimously.

**Examination Issues**

Darwin Tichenor appeared to update the Board on the status of the examination questions.

**Application Issues**

**ADJOURNMENT**

**MOTION:** Dr. Saini moved, seconded by Dr. Kailas, to adjourn the meeting at 1:20 p.m. Motion carried unanimously.

**Next meeting July 20, 2005**